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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 JEFFREY A. PATE,

11 Plaintiff,

No. CIV S-04-1201 FCD DAD P

12 vs.

13 SACRAMENTO COUNTY
14 SHERIFF'S DEPUTIES, et al.,

15 Defendants.

FINDINGS & RECOMMENDATIONS

16 By order filed May 11, 2007, this court directed plaintiff to file, within thirty days,
17 a status report. On June 27, 2007, plaintiff was granted an additional thirty days to comply with
18 the court's order. The time period has since passed, and plaintiff has not filed a status report or
19 otherwise responded to the court's order. Accordingly, IT IS HEREBY RECOMMENDED that
20 this action be dismissed without prejudice. See Local Rule 11-110.

21 These findings and recommendations will be submitted to the United States
22 District Judge assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within
23 twenty days after being served with these findings and recommendations, plaintiff may file
24 written objections with the court. The document should be captioned "Objections to Magistrate
25 Judge's Findings and Recommendations." Plaintiff is advised that failure to file objections

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1 within the specified time may waive the right to appeal the District Court's order. Martinez v.
2 Ylst, 951 F.2d 1153 (9th Cir. 1991).

3 DATED: August 13, 2007.

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6 DALE A. DROZD
7 UNITED STATES MAGISTRATE JUDGE

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